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FROM	David Maher david.maher@bingham.com	(650) 849-4800	(650) 849-4908
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PAGES (INCLUDING THIS COVER PAGE): 14

RE U.S. Serial No. 09/824,629, Filed: April 2, 2001  
 Title: MANGANESE SUPEROXIDE DISMUTASE GENE  
 POLYMORPHISM FOR PREDICTING CANCER SUSCEPTIBILITY  
 Applicant: Lenz, et al.  
 Assignee: University of Southern California  
 USC Ref. No.: 3015  
 Attorney Docket No.: 13761-7001

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**Message:**

**AMENDMENT/RESPONSE TO  
 OFFICE ACTION DATED NOVEMBER 20, 2002  
 (EXPEDITED PROCEDURE UNDER RULE 116)**

Boston  
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 Examiner Carla J. Myers at Facsimile No. (703) 872-9307 at 4:15 a.m. (p.m.)

Dated: March 20, 2003

Name of Person Certifying: 

Printed Name: Oscar Guillen

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Docket No. 13761-7001

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Date: <u>March 20, 2003</u>	Name of Person Certifying: <u>[Signature]</u> Printed Name: <u>Oscar Guillen</u>

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Lenz et al.	Assignee:	University of Southern California
Filing Date:	April 2, 2001	Examiner:	Carla J. Myers
Serial No.:	09/824,629	Group Art Unit:	1634
Title:	MANGANESE SUPEROXIDE DISMUTASE GENE POLYMORPHISM FOR PREDICTING CANCER SUSCEPTIBILITY		

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

## RESPONSE &amp; FEE TRANSMITTAL

Sir:

In response to the Office Communication mailed on November 20, 2002, enclosed herewith for filing are the following:

1. Return Receipt Postcard;
2. Amendment and Response under 37 C.F.R. § 1.116 to Final Office Action of November 20, 2002 (10 pgs.); and
3. Petition and Fee for Extension of Time – 1 month (1 pg.).


☒ Applicant(s) claim Small Entity Status under 37 C.F.R. § 1.27.

Fee Calculation						
<input checked="" type="checkbox"/> The following fees are submitted:						CALCULATIONS
EXTRA CLAIMS FEE				OTHER THAN SMALL ENTITY	SMALL ENTITY	\$ -0-
CLAIMS	CURRENT #	# OF CLAIMS PREVIOUSLY PAID	# EXTRA	RATE	RATE	
Total Claims	27-20	30	0	× \$18.00	× \$9.00	\$ 0.00
Independent claims	1-3	3	0	× \$84.00	× \$42.00	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S)						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				\$280.00	\$140.00	\$ -0-
Petition for Extension of Time Fee (1 mo.)						\$ -55.00-
TOTAL FEES =						\$ 55.00

- ☒ Conditional Petition for Extension of Time: An extension of time is requested to provide for timely filing if an extension of time is still required after all papers filed with this communication have been considered.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- ☐ Please charge Deposit Account No. 50-2518, Docket No. 13761-7001, in the amount of \$ \_\_\_\_\_ to cover the above-fees.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2518, Docket No. 13761-7001.

DATE: March 20, 2003

Respectfully submitted,

By: 

David W. Maher

Registration No.: 40,077

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Attorney Docket No. 13761-7001

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Dated: March 20, 2003Name of Person Certifying: [Signature]

Printed Name: Oscar Guillen

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lenz, et al.

Assignee: University of Southern  
California

Filing Date: April 2, 2001

Examiner: Carla J. Myers

Serial No.: 09/824,629

Group Art Unit: 1634

Title: MANGANESE SUPEROXIDE DISMUTASE  
GENE POLYMORPHISM FOR PREDICTING  
CANCER SUSCEPTIBILITY**AMENDMENT/RESPONSE TO  
OFFICE ACTION DATED  
NOVEMBER 20, 2002  
(EXPEDITED PROCEDURE  
UNDER RULE 116)**

Box AF

Commissioner for Patents  
Washington, D.C. 20231**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116**

This is in response to the Office Action dated November 20, 2002 ("Office Action"). A one month extension of time is requested. Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks.

**AMENDMENT****In The Claims**

Please amend the claims as indicated below. A clean copy of the pending claims under consideration is provided below. A marked up version of the amended claims is provided in Appendix I. Support for the claim amendments may be found throughout the application as filed, and in at least the following places: page 2, lines 16-20, page 4 lines 18-26, page 35 line 28-page 36 line 7, and Figure 2. The claim amendments therefore add no new matter.